

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

AMY VELEZ, PENNI ZELINKOFF,)
MINEL HIDER TOBERTGA,)
MICHELLE WILLIAMS, JENNIFER)
WAXMAN-RECHT, KAREN LIGGINS,)
LORI HORTON, HOLLY WATERS,)
WENDY PINSON, ROBERTA)
VONLINTEL, CATHERINE WHITE,)
KELLY CORBETT, JAMIE HOLLAND,)
JOAN DURKIN, SIMONA LOPES,)
MARYANNE JACOBY, and MARTA)
DEYNE,)

04 Civ. 09194 (CM)

Individually and on Behalf of Others)
Similarly Situated,)

PLAINTIFFS,)

v.)

NOVARTIS PHARMACEUTICALS)
CORPORATION,)

DEFENDANT.)

**PLAINTIFFS' MOTION *IN LIMINE* TO PRECLUDE THE TESTIMONY OF DR.
KEVIN MURPHY**

PLEASE TAKE NOTICE THAT, with their accompanying Memorandum in Support of their Motion to Strike the Expert Report of Dr. Kevin Murphy and to Preclude his Testimony at Trial Pursuant to Federal Rule of Civil Procedure 37, Plaintiffs in the above-captioned matter, by and through their attorneys, Sanford Wittels & Heisler, LLP, hereby move this Court to strike the expert report of Dr. Kevin Murphy and to preclude Dr. Murphy from testifying at trial.

Respectfully submitted,

SANFORD WITTELS & HEISLER, LLP

Dated: January 29, 2010

By: 

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Attorneys for Plaintiffs

SO ORDERED:

Dated:


United States District Judge Colleen McMahon

CERTIFICATE OF SERVICE

I HEREBY certify that a copy of the foregoing was filed electronically and served on the following Counsel of Record via United States mail, with proper first-class postage prepaid on January 29, 2010:

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Attorneys for Novartis Pharmaceuticals Corporation

A handwritten signature in black ink, appearing to read "Sarah E. Siegel", written over a horizontal line.

Sarah E. Siegel